

AMENDED IN SENATE MAY 5, 2009

**SENATE BILL**

**No. 679**

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**Introduced by Senator Wolk**

February 27, 2009

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An act to add Section 5013.2 to the Public Resources Code, relating to state parks.

LEGISLATIVE COUNSEL'S DIGEST

SB 679, as amended, Wolk. State parks: acquired land: limits on disposition or use.

The Department of Parks and Recreation, with the consent of the Department of Finance, is authorized to acquire title to or any interest in real property that the department deems necessary or proper for the extension, improvement, or development of the state park system. The department is also authorized to accept monetary and real property gifts to be used in any connection with the state park system.

This bill would prohibit land acquired *on and after January 1, 2010*, for the state park system, through public funds or gifts, from being disposed of or used for other than park purposes without the express authority of an act of the Legislature. ~~A request~~ *This bill would require the California Parks and Recreation Commission to certify that all requests for that authority would be required to provide for the substitution of other lands land of equal environmental value or other value for which the park was established and fair market value and reasonably equivalent usefulness and location to those to be disposed of or used for other than park purposes.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 5013.2 is added to the Public Resources  
2     Code, to read:

3     5013.2. (a) Land acquired for the state park system with public  
4     funds or through receipt of gifts or bequests from individuals or  
5     private entities with the express purpose of ~~growing~~ *expanding* or  
6     maintaining the state park system shall not be disposed of or used  
7     for other than park purposes without the express authority of an  
8     act of the Legislature.

9     (b) ~~A request~~ *The California Parks and Recreation Commission*  
10    *shall certify that all requests* for authority to dispose of or use for  
11    other than park purposes land described in subdivision (a) shall  
12    provide for the substitution of other ~~lands~~ *land* of equal  
13    environmental value *or other value for which the park was*  
14    *established* and fair market value and reasonably equivalent  
15    usefulness and location to those to be disposed of or used for other  
16    than park purposes.

17    (c) Gifts or bequests received on and after January 1, 2010, for  
18    the purposes described in subdivision (a) are subject to disposal  
19    or use for other than park purposes if the substitution requirements  
20    in subdivision (b) are met.